

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

September 15, 2005

DIVISION THREE

B176060 Ruth Stein
 v.
 Hilton Hotels

Filed order modifying opinion. (No change in the judgment)

DIVISION FOUR

Court convened at 9:00 A.M.

Present: Epstein, P.J., Hastings, J., Curry, J., Willhite, J. and S. Veverka, Deputy Clerk.

Each of the following:

B180057 DCFS v. Carlos T.
B184234 Keith F. v. SCLA
B184232 David O. v. SCLA (DCFS)
B183685 Scott W. v. SCLA (DCFS)
B181536 People v. Torres
B179221 DCFS v. Louvenia H., et al.
B179667 Galdjie v. Darwish et al.

Argument waived, cause submitted.

B182354 Grahm
 v.
 Superior Court, Los Angeles County
 (Zohar, r.p.i.)

Merits:

Argued by Timothy Reuben for petitioner and by Gary J. Cohen for real party in interest. Cause submitted.

DIVISION FOUR (Continued)

B177541 Stockton-Randolph
 v.
 Duncan

Appearances:

David W. Allor for appellant and by Jennifer M. Damon for respondent.
Argument waived. Cause submitted.

B182342 Conservatorship of McGowan
 Houston
 v.
 Tharp

Merits:

Argued by Helen K. McGowan Houston appellant in propria persona.
Respondent waived oral argument. Cause submitted.

B175020 Underwood, et al.
 v.
 Corsino, et al.

Merits:

Argued by Robert C. Burlinson, Jr. for appellants and by Francis A. Jones
for respondents. Cause submitted.

B181881 Shapell Industries
 v.
 Superior Court, Los Angeles County
 (Borecki, r.p.i.)

Merits:

Argued by Tod R. Dubow for petitioner and by Kathryn P. Hoek for real
party in interest. Cause submitted.

DIVISION FOUR (Continued)

B180839 Farmer Brothers Coffee
 v.
 Workers Compensation Appeals Board
 Ruiz, Respondent

Merits:

Argued by Dennis J. Hershewe for petitioner, by G. Martin Jacobs for respondent Ruiz and by Kari Krogseng for Amicus Curiae California Applicant Attorney's Association. Cause submitted.

B172632 Yalnezian et al.
 v.
 Glendale Association of Realtors

Merits:

Argued by Michael T. Wells for appellants and by Roy G. Weatherup for respondent. Cause submitted.

Court recessed.

Court reconvened at 1:30 P.M.

Present: Epstein, P.J., Hastings, J., Curry, J., Willhite, J. and S. Veverka, Deputy Clerk.

Each of the following:

B180031 People v. Marin
B177165 People v. York G.
B177129 People v. Herrera
B174613 People v. Garcia
B178425 People v. Betancourt
B175753 People v. Cooke
B172804 People v. Roberto C.
B179884 Oh Young Industrial Company v. E&J Textile Group, Inc.

Argument waived, cause submitted.

DIVISION FOUR (Continued)

B178035 People
 v.
 Howard

Merits:
Argued by James I. Devitt for appellant and by Richard T. Breen for
respondent. Cause submitted.

B174231 Flores et al.
 v.
 Williams, M.D.

Merits:
Argued by Philip L. Marchiondo for appellants and by Yuk K. Law for
respondent. Cause submitted.

B175360 Demetillo, et al.
 v.
 Nourian

Merits:
Argued by Barry G. Florence for appellant and by Stanley P. Lieber for
respondents. Cause submitted.

B177246 Rodriguez
 v.
 Linens 'N Things

Merits:
Argued by Caesar S. Natividad for appellant and by Michael J. Procopio for
respondent. Cause submitted.

DIVISION FOUR (Continued)

B178573 Vinci
 v.
 Pollyea, et al.

Merits:
Argued by Nick A. Alden for appellant and by Paul J. Lipman for
respondents. Cause submitted.

Court adjourned.

DIVISION FIVE

B180622 Comerica Bank (Not for Publication)
 v.
 GFT Circle Films, Inc. et al.,

The order denying the motion to compel arbitration is reversed. Upon
issuance of the remittitur, the trial court is to proceed as specified in the
body of the opinion. Each side is to bear its own costs on appeal.

Turner, P.J.

I concur: Kriegler, J.
I dissent: Mosk, J. (Opinion)

B178062 Sierra Club (Not for Publication)
 v.
 City of Malibu et al
 Daniel Forge et al.

The judgment is affirmed. Defendants, the City of Malibu and the City
Council of the City of Malibu, and real parties in interest, Daniel Forge and
Luciana Forge, are to recover their costs on appeal from plaintiff, the Sierra
Club.

Turner, P.J.

We concur: Armstrong, J.
 Mosk, J.

September 15, 2005 (Continued)

DIVISION SIX

Court convened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., P. McGill, Chief Deputy Clerk and G. Bents, Deputy Clerk.

Each of the following:

B173715	People V. Dominguez
B173982	People v. Anderson
B174670	People v. Reynaldo S.
B175631	People v. Duran
B176788	People v. Taylor
B177080	People v. Le, Phouthachak & Hoang
B177508	People v. Moore
B178124	People v. Darden
B179375	People v. Montoya N.
B179567	People v. Golden
B180598	People v. Moore

Argument waived, cause submitted.

B182713 In re: Kinnamon on Habeas Corpus

Presentation waived; cause submitted.

B178341 People
 v.
 Hale

Merits:

Argued by Peter Andrew Vance for appellant and by David F. Glassman, Deputy Attorney General, for respondent. Cause submitted.

Perren, J. assumed the bench.

DIVISION SIX (Continued)

B177937 People
 v.
 Corral

Merits:

Argued by Larry S. Dushkes for appellant and by Tita Nguyen, Deputy Attorney General, for respondent via video conference. Cause submitted.

Gilbert, P.J. left the bench.

B180060 People
 v.
 Rene V.

Merits:

Argued by Susan B. Gans-Smith for appellant and by Carl N. Henry, Deputy Attorney General, for respondent via video conference. Cause submitted.

B177643 People
 v.
 Rodriguez

Merits:

Argued by Barbara Ann Landan for appellant and by David A. Wildman, Deputy Attorney General, for respondent via video conference. Cause submitted.

B178118 People
 v.
 Corona

Merits:

Argued by Wendy C. Lascher for appellant and by Robert F. Katz, Deputy Attorney General, for respondent via video conference. Cause submitted.

Court adjourned.

DIVISION SIX (Continued)

B176810 City of Santa Barbara
 v.
 Santa Barbara Superior Court
 (Janeway, r.p.i.)

Filed order extending time to file supplemental briefs and resubmission to
October 3, 2005.

DIVISION EIGHT

B172881 Eaton Hydraulics Inc., (Certified for Publication)
 v.
 Continental Casualty Company et al.,

The judgment is reversed and the case is remanded to the trial court with
instructions to vacate its order sustaining the demurrer to the first amended
complaint and to enter a new order overruling the demurrer. The appellant
is to recover its costs on appeal.

Boland, J.

We concur: Rubin, Acting P.J.
 Flier, J.

B175738 Sequeira et al.,
 v.
 Clippinger Chevrolet

Filed order modifying opinion. Petition for rehearing is denied.
(No change in the judgment)